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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91217792
Party	Defendant ACP IP, LLC
Correspondence Address	JAIME VINING FRIEDLAND VINING PA 1500 SAN REMO AVE, STE 200 CORAL GABLES, FL 33146 UNITED STATES trademarks@friedlandvining.com
Submission	Stipulated/Consent Motion to Extend
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Signature	/Jaime Rich Vining/
Date	11/20/2014
Attachments	MOT - Extension of Time - AS FILED.pdf(86374 bytes)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

Andale Energy Drink Co., LLC,
Opposer,

v.

ACP IP, LLC,
Applicant.

Opposition No.: 91217792
Application Serial No.: 85/891,919

Date of Publication: April 15, 2014
Mark: **DALÉ**

**CONSENTED MOTION FOR EXTENSION OF TIME TO RESPOND TO
OPPOSER'S MOTIONS**

Pursuant to Fed. R. Civ. P. 6(b) and TBMP § 509.01(a), Applicant, ACP IP, LLC (“Applicant”), respectfully moves the Board for an Order enlarging the deadline by which Applicant must respond Opposer Andale Energy Drink Co., LLC’s (“Opposer”) Motion to Strike Applicant’s First Counterclaim and Affirmative Defenses (Doc. No. 6) and Motion to Dismiss Applicant’s First Counterclaim for Likelihood of Confusion (Doc. No. 7) (“Opposer’s Motions”), by four weeks, through and including Monday, December 29, 2014. In support thereof, Applicant states as follows:

Opposer filed Opposer’s Motions on November 7, 2014 and Applicant calculates its deadline to respond as November 28, 2014¹. Counsel’s primary point of contact with Applicant is traveling during the holiday season and Applicant respectfully requests a four-week extension within which to file its response to Opposer’s Motions, which will also provide Opposer ample time to file its reply briefs following the holidays. This Motion is made in good faith and not for the purposes of delay, particularly given that

¹ The deadline to respond to Opposer’s Motions actually falls on the Thanksgiving holiday and then moves to November 28, 2014.

this proceeding is already suspended. Moreover, Opposer's counsel has consented to this extension request.

WHEREFORE, Applicant ACP IP, LLC respectfully requests an extension of time through and including December 29, 2014, within which to respond to Opposer's Motions.

Date: November 20, 2014

Respectfully submitted,

FRIEDLAND VINING, P.A.

/s/Jaime Rich Vining

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Counsel for Applicant

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that the foregoing **CONSENTED MOTION FOR EXTENSION OF TIME TO RESPOND TO OPPOSER'S MOTIONS** was served upon the Opposer by delivering true and correct copies of same to Opposer via e-mail on November 20, 2014 as follows:

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/s/Jaime Rich Vining
Jaime Rich Vining